



DECISIONS, NOTICES AND ORDERS

Friday, April 29, 2011

The Supreme Court of Appeals of West Virginia has taken action in the following cases. This list contains only the action taken by the Court, not the content or actual date of orders or decisions.

REHEARINGS

The Court took the following action on petitions for rehearing:

Jewell K. Whittaker v. Andrew J. Whittaker, No. 35552 (Raleigh 05-D-331)
Refused (5-0)

Sandra Blosser and Herbert Blosser v. Sentry Select Insurance Co., No. 101295
(Monongalia 99-C-225)
Refused (5-0)

Keith West and Susan West v. WV Dept. of Transportation, Division of Highways, No. 101145
(Brooke 06-C-61)
Refused (5-0)

State of West Virginia v. Roberto Caceda, No. 101455 (Berkeley 09-MAP-6)
Refused (5-0)

State of West Virginia v. Donald Garfield Galloway, No. 101185 (Summers 08-F-35)
Refused (5-0)

MEMORANDUM DECISIONS

In accordance with Rule 21, memorandum decisions were entered in the following cases:

State of West Virginia v. Jonathan William Harrison Moore, No. 101299 (Monroe 09-F-23)
Affirmed

Scott Blatt and Brooke Blatt v. Steel of West Virginia, Inc. and John Doe, No. 101545
(Cabell 08-C-0721)
Affirmed (Chief Justice Workman disqualified)

State of West Virginia v. Henry N. Hale, Jr., No. 101546 (Berkeley 08-F-42)
Affirmed

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State of West Virginia v. Branden A. Davis, No. 101593 (Harrison 09-F-153-1)
Affirmed

State of West Virginia v. Bucky Joe Proffitt, No. 101224 (Mercer 06-F-100-DS)
Affirmed

Linda J. Haines v. Pamela K. Kimble, No. 101262 (Hampshire 09-C-135, 09-C-147)
Affirmed (Chief Justice Workman dissenting)

State of West Virginia v. Vicki L. Stepp, No. 101439 (Wayne 09-F-115)
Affirmed

Alice Phillips, owner v. James W. Davis, Jr., Prosecuting Attorney, et al., No. 101325
(Hancock 04-P-53)
Affirmed (Justice Ketchum dissenting)

Glen Phillips, owner v. James W. Davis, Jr., Prosecuting Attorney, et al., No. 101326
(Hancock 04-P-53)
Affirmed (Justice Ketchum dissenting)

RULE 19 ARGUMENT GRANTED

The following cases will be scheduled for Rule 19 oral argument on
a date to be determined by the Clerk:

Charles L. Mitter v. David Ballard, Warden, No. 101510 (Preston 10-C-10)

Joe E. Miller, Commissioner. v. John Moredock, No. 11-0081 (Kanawha 09-AA-174)

RULE 20 ARGUMENT GRANTED

The following cases will be scheduled for Rule 20 oral argument
on a date to be determined by the Clerk:

Tammy Martin, et al. v. Barbour County Board of Education, No. 101632 (Kanawha 08-AA-132)
Chief Justice Workman disqualified

Gary Street and Dorothy Street v. Erie Insurance Property & Casualty Company, No. 101594
(Cabell 08-C-345)

ORDERS

Orders of note were entered in the following cases:

SER Fred D. Hlad, III v. Hon. David W. Hummel, Jr., Judge, No. 11-0461 (Prohibition)
Petition refused (5-0)